

UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD

CRISTAL USA, INC.  
Employer

and

Case 08-RC-188482

INTERNATIONAL CHEMICAL WORKERS  
UNION COUNCIL OF THE UNITED FOOD &  
COMMERCIAL WORKERS INTERNATIONAL UNION,  
Petitioner

ORDER

The Employer's Motion for Reconsideration of the Board's May 10, 2017 Order, 365 NLRB No. 74 (2017), is denied. The Employer has not demonstrated extraordinary circumstances warranting reconsideration under Section 102.65(e)(1) of the Board's Rules and Regulations.<sup>1</sup>

PHILIP A. MISCIMARRA,

CHAIRMAN

MARK GASTON PEARCE,

MEMBER

LAUREN McFERRAN,

MEMBER

Dated, Washington, D.C., June 27, 2017

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<sup>1</sup> Chairman Miscimarra agrees that the Employer's motion should be denied because it has not demonstrated extraordinary circumstances warranting reconsideration of the Board's order to deny review. However, the Chairman adheres to the position expressed in his dissent that review should have been granted because substantial questions exist regarding whether the petitioned-for unit of Plant 2 South warehouse employees, excluding Plant 2 South production employees and Plant 2 North production employees, is appropriate.